

**THE UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

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YORKTOWN CENTRAL
SCHOOL DISTRICT,

Plaintiff,

Civil Action No.: 07 - 8648
(SCR)

ECF CASE

-vs.-

ORDER

MONSANTO COMPANY,
PHARMACIA CORPORATION,
PECORA CORPORATION and
JOHN DOES 1-20,

Defendants.
----- X

THIS MATTER having come before the Court upon application of White and Williams LLP, attorneys for Defendant, Pecora Corporation, for an Order dismissing the Complaint with prejudice, and the Court having considered opposition, by Kennedy & Madonna, LLP, attorneys for Plaintiff, Yorktown Central School District, and for good and sufficient cause shown,

It is on this ____ day of _____ 2008;

ORDERED that Pecora Corporation's motion to dismiss the Complaint is GRANTED;
and it is further

ORDERED that Plaintiff's claim for punitive damages is stricken; and it is further

ORDERED that the First Cause of Action set forth in the Complaint is dismissed; and it
is further

ORDERED that the Second Cause of Action set forth in the Complaint is dismissed; and
it is further

ORDERED that the Third Cause of Action set forth in the Complaint is dismissed; and it
is further

ORDERED that the Fourth Cause of Action set forth in the Complaint is dismissed; and it is further

ORDERED that the Fifth Cause of Action set forth in the Complaint is dismissed; and it is further

ORDERED that the Sixth Cause of Action set forth in the Complaint is dismissed; and it is further

ORDERED that the Seventh Cause of Action set forth in the Complaint is dismissed; and it is further

ORDERED that the Eighth Cause of Action set forth in the Complaint is dismissed; and it is further

ORDERED that the Ninth Cause of Action set forth in the Complaint is dismissed; and it is further

ORDERED that the Tenth Cause of Action set forth in the Complaint is dismissed; and it is further

ORDERED that a copy of this Order shall be served upon all parties within ____ days hereof.

So Ordered: HON. STEPHEN C. ROBINSON, U.S.D.J.